

CIVIL TRIAL CALENDAR
FIRST CIRCUIT
TWENTY FIRST DIVISION

DATE: THURSDAY, OCTOBER 27, 2005
 JUDGE: HONORABLE BERT I. AYABE, JUDGE PRESIDING
 CLERK:
 REPORTER:
 BAILIFF/LAW CLERK: C. ABE

----- PAGE 1

10:00 A.M.

1CC 02-1-000090 KELLEY WOODRUFF MD
 VS.
 HAWAII PACIFIC HEALTH ETAL

ARLEEN DOROTHY JOUXSON
 RAFAEL GOODWIN DEL CASTIL
 FOR KELLEY WOODRUFF

KENNETH S ROBBINS
 VINCENT ARD RHODES
 CHARLES ROBERT CHING
 PATRICK HUDSON JONES
 FOR KAPIOLANI MEDICAL SP

MICHAEL A LORUSSO
 JOHN T KOMEIJI
 KAREN YUKIE ARIKAWA
 FOR DELOITTE & TOUCHE LL

JOHN S NISHIMOTO
 MICHAEL JOHN VAN DYKE
 FOR DENNIS M WARREN

PLAINTIFFS' FIRST MOTION FOR PARTIAL SUMMARY
 JUDGMENT (MVT: A. JOUXSON-MEYERS) (FR. 8/9/05)

*****COURT REPORTER JUNE SPOHN*****
 10:28 - 10:50 A.M. CT CLK: A. HONDA
 APPEARANCES: ARLEEN JOUXSON-MEYERS/RAFAEL DEL
 CASTILLO FOR PLAINTIFFS
 KENNETH ROBBINS/LEIGHTON HARA FOR
 HAWAII PACIFIC HEALTH, KAPIOLANI
 MEDICAL SPECIALISTS & KAPIOLANI
 MEDICAL CENTER FOR WOMEN & CHILDREN
 JOHN NISHIMOTO/MICHAEL VAN DYKE FOR
 DENNIS WARREN, ESQ.
 JOHN KOMEIJI/KAREN ARIKAWA FOR
 DELOITTE & TOUCHE

AFTER HEARING THE ARGUMENT OF COUNSEL, THE COURT
 TOOK THE MATTER UNDER ADVISEMENT.

*****<MINUTE ORDER 10/31/2005>*****

EXHIBIT J

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-----PAGE 2

BASED ON THE MEMORANDA SUBMITTED, ARGUMENT AND FOR GOOD CAUSE SHOWN ON THE RECORD, THE COURT DENIES THE MOTION AS THERE ARE MATERIAL QUESTIONS OF FACT REGARDING THE PROPER BILLING PRACTICES AT KAPIOLANI. IT IS ALSO PREMATURE TO DISMISS ANY OF THE DEFENDANTS' DEFENSES WHICH APPEAR TO BE LEGALLY SUFFICIENT BASED ON THE LIMITED EVIDENCE PRESENTED TO THE COURT. THEREFORE, THE MOTION IS DENIED.

MR. VAN DYKE TO PREPARE THE ORDER.

A COPY OF THIS MINUTE ORDER WAS PLACED IN THE COURT JACKET FOR ARLEEN JOUXSON-MEYERS, ESQ., KENNETH ROBBINS, ESQ., MICHAEL VAN DYKE, ESQ., & JOHN KOMEIJI, ESQ.